

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 77

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Ben D. Altamirano

AN ACT

RELATING TO GAME AND FISH; INCREASING LICENSE FEES; CHANGING
CERTAIN CLASSES OF LICENSES; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 17-3-2 NMSA 1978 (being Laws 1964 (1st
S.S.), Chapter 17, Section 2, as amended) is amended to read:

"17-3-2. CLASSES OF LICENSES. --

A. As used with reference to licenses in Chapter 17
NMSA 1978:

(1) "fishing" entitles the licensee to fish
for game fish during the open seasons for each species;

(2) "small game" entitles the licensee to hunt
game birds, other than wild turkey, and squirrel during the
open seasons for each;

(3) "deer" entitles the licensee to hunt deer

. 153669. 2GR

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 during the open season;

2 (4) "general hunting" entitles the licensee to
3 hunt deer, squirrel and game birds during the open seasons for
4 each;

5 (5) "general hunting and fishing" entitles the
6 licensee to hunt deer, squirrel and game birds and to fish for
7 game fish during the open seasons for each;

8 (6) "antelope" entitles the licensee to hunt
9 antelope during the open season;

10 (7) "elk" entitles the licensee to hunt elk
11 during the open season;

12 (8) "bighorn sheep" entitles the licensee to
13 hunt bighorn sheep during the open season;

14 (9) "Barbary sheep" entitles the licensee to
15 hunt Barbary sheep during the open season;

16 (10) "javelina" entitles the licensee to hunt
17 javelina during the open season;

18 (11) "bear" entitles the licensee to hunt bear
19 during the open season;

20 (12) "nongame" entitles the licensee to hunt
21 or take any animal or bird not protected by law;

22 (13) "temporary fishing" entitles the licensee
23 to fish for game fish during a specific period of time
24 indicated on the license;

25 [~~(14) "bison" entitles the licensee to hunt~~

. 153669. 2GR

underscored material = new
[bracketed material] = del ete

1 ~~bison during the open season;~~

2 ~~(15)~~ (14) "oryx" entitles the licensee to
3 hunt oryx during the open season;

4 ~~(16)~~ (15) "ibex" entitles the licensee to
5 hunt ibex during the open season;

6 ~~(17)~~ (16) "cougar" entitles the licensee to
7 hunt cougar during the open season;

8 ~~(18)~~ (17) "turkey" entitles the licensee to
9 hunt turkey during the open season;

10 ~~(19)~~ (18) "special season turkey" entitles
11 the licensee to hunt turkey during special seasons designated
12 by the state game commission;

13 ~~(20)~~ (19) "quality elk" entitles the
14 licensee to hunt elk during a special quality elk season, to be
15 established by the state game commission, when the timing of
16 the season and hunter density is specially regulated and the
17 elk population is managed with an intent to provide the
18 licensee an increased opportunity to take a mature elk;

19 ~~(21)~~ (20) "quality deer" entitles the
20 licensee to hunt deer during a special quality deer season, to
21 be established by the state game commission, when the timing of
22 the season and hunter density is specially regulated and the
23 deer population is managed with an intent to provide the
24 licensee an increased opportunity to take a mature deer;

25 ~~(22)~~ "gazelle" entitles the licensee to hunt

underscored material = new
[bracketed material] = delete

1 ~~gazelle during the open season;~~

2 ~~(23)~~ (21) "temporary small game" entitles the
3 licensee to hunt game birds, except wild turkey, and squirrel
4 during a specific period of time indicated on the license; and

5 ~~(24)~~ (22) "second rod" entitles the licensee
6 to fish using two fishing rods to fish for game fish during the
7 open seasons for each species.

8 B. A hunting license does not entitle the licensee
9 to hunt, kill or take game animals or birds within or upon a
10 park or enclosure licensed or posted as provided by law or
11 within or upon a privately owned enclosure without consent of
12 the owner or within or upon a game refuge or game management
13 area.

14 C. A fishing license does not entitle the licensee
15 to fish for or take fish within or upon a park or enclosure
16 licensed or posted as provided by law or within or upon a
17 privately owned enclosure without consent of the owner or in or
18 on closed waters.

19 D. A junior-senior fishing license may be purchased
20 by a resident who has reached his twelfth birthday but has not
21 reached his fifteenth birthday or by a resident who has reached
22 his sixty-fifth birthday. A junior-senior fishing license
23 entitles the licensee to fish for game fish during the open
24 season for each species.

25 E. A nonresident junior fishing license may be

. 153669. 2GR

underscored material = new
[bracketed material] = delete

1 purchased by a nonresident who has reached his twelfth birthday
2 but has not reached his fifteenth birthday. A nonresident
3 junior fishing license entitles the licensee to fish for game
4 fish during the open season for each species.

5 F. A ~~senior~~ junior-senior general hunting license
6 may be purchased by a resident who has not reached his
7 fifteenth birthday or a resident who has reached his sixty-
8 fifth birthday. A ~~senior~~ junior-senior general hunting
9 license entitles the licensee to hunt for deer, squirrel and
10 game birds during the open seasons for each species.

11 G. A handicapped fishing license may be purchased
12 by a resident who has a severe physical impairment that
13 substantially limits one or more major life activities and who
14 can furnish adequate proof of this disability to the state game
15 commission. A handicapped fishing license may be purchased by
16 a resident who has a developmental disability as defined in
17 Subsection H of Section 43-1-3 NMSA 1978 and who can furnish
18 adequate proof of this disability to the state game commission.
19 A handicapped fishing license entitles the licensee to fish for
20 game fish during the open season for each species.

21 H. A handicapped general hunting license may be
22 purchased by a resident who has a severe physical impairment
23 that substantially limits one or more major life activities and
24 who can furnish adequate proof of this disability to the state
25 game commission. A handicapped general hunting license

. 153669. 2GR

underscored material = new
[bracketed material] = delete

1 entitles the licensee to hunt for deer, squirrel and game birds
2 during the open season for each species.

3 I. A fishing license may be obtained at no cost by
4 a resident who has reached his seventieth birthday.

5 J. A second rod validation may be purchased by
6 either a resident or nonresident. A second rod validation
7 entitles the licensee to fish using two rods for game fish
8 during the open season for each species.

9 K. A junior-senior elk license may be purchased by
10 a resident who has not reached his fifteenth birthday or by a
11 resident who has reached his sixty-fifth birthday. A junior-
12 senior elk license entitles the licensee to hunt for elk during
13 the open season for that species."

14 Section 2. Section 17-3-13 NMSA 1978 (being Laws 1964
15 (1st S.S.), Chapter 17, Section 5, as amended) is amended to
16 read:

17 "17-3-13. LICENSE FEES. --

18 A. The director of the department of game and fish
19 shall keep a record of all money received and licenses and
20 permits issued by him, numbering each class separately. Upon
21 satisfactory proof that a license or permit has been lost
22 before its expiration, he may issue a duplicate and collect a
23 just and reasonable fee for it as determined by regulation of
24 the state game commission.

25 B. The director of the department of game and fish

. 153669. 2GR

underscored material = new
[bracketed material] = delete

1 shall collect the following fees for each license of the class
2 indicated:

3	Resident, fishing	[\$17.50]	<u>\$25.00</u>
4	Resident, small game	[12.00]	<u>20.00</u>
5	Resident, deer	[23.00]	<u>36.00</u>
6	Resident, general hunting	[25.00]	<u>40.00</u>
7	Resident, general hunting and fishing . . .	[37.50]	<u>59.00</u>
8	Resident, junior-senior, handicapped,		
9	general hunting and fishing	[20.00]	<u>28.00</u>
10	Resident, antelope	[30.00]	<u>50.00</u>
11	Resident, elk cow	[37.00]	<u>50.00</u>
12	Resident, elk bull or either sex	[60.00]	<u>80.00</u>
13	<u>Resident, junior-senior, elk</u>		<u>48.00</u>
14	Resident, bighorn sheep, <u>ram</u>	[90.00]	<u>150.00</u>
15	<u>Resident, bighorn sheep, ewe</u>		<u>75.00</u>
16	Resident, Barbary sheep	[80.00]	<u>100.00</u>
17	Resident, bear	[30.00]	<u>44.00</u>
18	Resident, turkey	[15.00]	<u>25.00</u>
19	Resident, cougar	[30.00]	<u>40.00</u>
20	[Resident, bison	100.00]	
21	Resident, oryx	[100.00]	<u>150.00</u>
22	Resident, ibex	[60.00]	<u>100.00</u>
23	Resident, javelina	[40.00]	<u>55.00</u>
24	[Resident, gazelle	25.00]	
25	Resident, fur dealer	[10.00]	<u>15.00</u>

. 153669. 2GR

underscored material = new
[bracketed material] = delete

1	Resident, [furbearer] <u>trapper</u>	[12.00]	<u>20.00</u>
2	Resident, junior [furbearer] <u>trapper</u>	[5.00]	<u>9.00</u>
3	Nonresident, fishing	[39.00]	<u>56.00</u>
4	Nonresident, junior fishing	[18.50]	<u>28.00</u>
5	Nonresident, small game	[75.00]	<u>90.00</u>
6	Nonresident, deer	[180.00]	<u>260.00</u>
7	Nonresident, quality deer	[300.00]	<u>345.00</u>
8	Nonresident, bear	[150.00]	<u>250.00</u>
9	Nonresident, cougar	[200.00]	<u>280.00</u>
10	Nonresident, turkey	[75.00]	<u>100.00</u>
11	Nonresident, antelope	[186.00]	<u>260.00</u>
12	Nonresident, elk cow	[275.00]	<u>315.00</u>
13	Nonresident, elk bull or either sex	[465.00]	<u>525.00</u>
14	Nonresident, quality elk		750.00
15	Nonresident, bighorn sheep	[3,000.00]	<u>3,150.00</u>
16	Nonresident, Barbary sheep	[300.00]	<u>350.00</u>
17	[Nonresident, bison]		[1,000.00]
18	Nonresident, oryx	[1,500.00]	<u>1,750.00</u>
19	Nonresident, ibex	[1,500.00]	<u>1,600.00</u>
20	[Nonresident, gazelle]		[3,000.00]
21	Nonresident, javelina	[140.00]	<u>155.00</u>
22	Nonresident, fur dealer	[100.00]	<u>125.00</u>
23	Nonresident, [furbearer] <u>trapper</u>	[300.00]	<u>345.00</u>
24	Nonresident, nongame	[50.00]	<u>65.00</u>
25	Resident, junior-senior, handicapped,		

underscored material = new
[bracketed material] = delete

1 fishing [5.00] 8.00
2 Temporary fishing, one day [8.00] 12.00
3 Temporary fishing, five days [16.00] 24.00
4 Resident, junior-senior, handicapped,
5 general hunting [15.00] 24.00
6 Temporary small game, four days [35.00] 44.00
7 Second rod validation [3.00] 4.00. "

8 Section 3. Section 17-3-19 NMSA 1978 (being Laws 1949,
9 Chapter 149, Section 1, as amended) is amended to read:

10 "17-3-19. SPECIAL LICENSE--MINORS FISHING ON SCOUT
11 PROPERTY.--Every citizen of the United States who is a resident
12 or nonresident of the state of New Mexico and of the ages of
13 fourteen, fifteen, sixteen or seventeen years shall, upon the
14 payment of [~~one dollar fifty cents (\$1.50)~~] two dollars
15 (\$2.00), be issued a special temporary license to fish for ten
16 days during the proper open season in any waters or streams
17 located on the property owned and operated by the boy scouts of
18 America in Colfax county, New Mexico. Such temporary license
19 shall not authorize fishing in any other waters of this state."

20 Section 4. Section 17-3-20 NMSA 1978 (being Laws 1949,
21 Chapter 149, Section 2) is amended to read:

22 "17-3-20. FEE DISPOSITION.--Of the [~~one dollar and ten~~
23 ~~cents (\$1.10)~~ so] two dollars (\$2.00) collected for [~~said~~] each
24 temporary license issued pursuant to Section 17-3-19 NMSA 1978,
25 [~~one dollar (\$1.00) thereof~~] one dollar fifty cents (\$1.50)

underscored material = new
[bracketed material] = delete

1 shall be paid to the [~~State Game and Fish~~] department of game
2 and fish to be credited to the game protection fund and [~~ten~~
3 ~~cents (10^e/)~~ thereof] fifty cents (\$.50) shall be paid to the
4 vendor of [~~said~~] the license. "

5 Section 5. EFFECTIVE DATE. --The effective date of the
6 provisions of this act is April 1, 2006.

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25